

**WRITTEN QUESTION TO THE MINISTER FOR TRANSPORT AND TECHNICAL SERVICES BY
THE DEPUTY OF ST. JOHN
ANSWER TO BE TABLED ON TUESDAY 24th MARCH 2009**

Question

Would the Minister inform the Assembly when the work on the bank below the temporary bollards that were placed on the bend of Les Charrières de Bonne Nuit some 6 years ago will be undertaken to allow the bollards to be removed, as local residents are frustrated by the lack of progress?

Answer

The embankment below the temporary barriers is in private ownership and was the subject of a landslip in 2000. Following strong intervention by the department the landowner eventually affected repairs to the embankment which included the removal of the roadside bank. This provided a visual and physical barrier to vehicles travelling down the hill. The removal of this bank was carried out without consultation with the department and resulted in an unsafe position for the travelling public. The department informed the land owner that he had created a dangerous situation but the land owner refused to carry out any further remedial action. The department was therefore left with no option other than to install temporary barriers to make the situation safe.

The department has been working with the Law Officers since 2000 with a view to ensuring that the landowner makes the area safe for the travelling public. These discussions have been protracted and drawn out and are still ongoing. The landowner is refusing to cooperate in resolving this dispute and the department has put the matter in the hands of the Law Officers. The Law Officers are continuing to investigate whether there is a legally acceptable way that may bring this situation to a satisfactory resolution such that the temporary barriers can be removed and the road be fully opened to two way traffic.